

***CHAPTER Pari 1100 LUCKY 7 TICKETS***

***Statutory Authority: RSA 287-E:18***

**Adopt Pari 1101 to read as follows:**

***PART Pari 1101 PURPOSE AND SCOPE***

***Pari 1101.01 Purpose. The purpose of this chapter is to establish requirements for lucky 7 tickets pursuant to RSA 287-E:1 and RSA 287-E:16 through RSA 287-E:26.***

***Pari 1101.02 Scope. This chapter shall apply to:***

- (a) Charitable organizations which sell lucky 7 tickets; and***
- (b) Distributors and manufacturers of lucky 7 tickets.***

**Readopt with amendment Sw 2002.01, effective 12-12-03 (Document #7999), as Pari 1102 to read as follows:**

***PART ~~Sw 2002 LUCKY 7~~ Pari 1102 LUCKY 7 DEFINITIONS***

***~~Sw 2002.01 Definitions. The following definitions shall be used for the purposes of lucky 7.~~***

***(~~a~~)Pari 1102.01 “Bonus game” means any lucky 7 ~~ticket game~~ that offers an additional prize(s) ~~or prizes~~ that can be won by either a drawing or a seal card.***

***(~~b~~)Pari 1102.02 “Carryover” means to roll the prize money, not won, from one game date to another.***

***(~~c~~) “Charitable organization” means any religious, charitable, civic, veterans or fraternal organization which shall have been in existence for at least 2 years, which is organized under the laws of this state and to which contributions are exempt from federal income tax.***

***(~~d~~) “Deal” means a quantity of tickets sold either boxed, bagged or cellophane wrapped.***

***Pari 1102.03 “Game date” means lucky 7 tickets played on a specified date.***

***(~~e~~)Pari 1102.04 “Game form number” means the manufacturer-designated number identifying a lucky 7 ~~ticket game~~.***

***Pari 1102.05 “House rules” means instructions describing how lucky 7 tickets are sold, played and won adopted by a charitable organization pursuant to Pari 1108.***

***Pari 1102.06 “Initial application” means:***

***(a) The first time that a charitable organization submits a lucky 7 license application to the commission;***

***(b) A lucky 7 license application from a charitable organization whose previous license has been expired for more than 30 days; or***

***(c) A lucky 7 license application from a charitable organization one year or more after the organization's lucky 7 license was revoked pursuant to Pari 1114.01.***

~~(f) "Licensed manufacturer of lucky 7 or similar tickets" means a company or individual who has applied for and received authorization from the sweepstakes commission to conduct this type of business in New Hampshire.~~

~~(g)~~***Pari 1102.07*** "Lucky 7 ticket" means a paper ticket for sale in New Hampshire designed with pull-tabs or similar break-open features.

~~(h)~~***Pari 1102.08*** "Overall odds" means the total number of tickets in a deal, divided by the total number of tickets that win a prize.

***Pari 1102.09 "Renewal application" means an application by a charitable organization which is not an initial application.***

~~(i)~~***Pari 1102.10*** "Rolling jackpot" means the designated jackpot value that is not won on a given lucky 7 ~~ticket game~~ that is added to the designated jackpot value of the next lucky 7 ~~ticket game~~ for sale of the same game form number.

~~(j)~~***Pari 1102.11*** "Rolling jackpot bonus game" means a bonus ***lucky 7 ticket*** ~~game~~ with a rolling jackpot feature.

~~(k)~~***Pari 1102.12*** "Seal card" means a printed paper card ~~that~~ ***containing*** a seal(s) ~~or~~ seals that, when opened or removed, reveals ***a*** predesignated winning letter, number or symbols and awards selected players additional ways to win.

~~(l)~~***Pari 1102.13*** "Seal card front" means the side of a seal card that contains game graphics and game play information, including information visible only after a seal card window is opened.

~~(m)~~***Pari 1102.14*** "Ticket back" means the side of the pull-tab ticket that contains the pull-tabs or similar break-open features.

~~(n)~~***Pari 1102.15*** "Ticket front" means the side of the pull-tab ticket that contains game play graphics, ***the*** price of the ticket, and other game play information.

**Adopt Pari 1103 to read as follows:**

***PART Pari 1103 APPLICATION PROCEDURES FOR A LUCKY 7 LICENSE FOR A CHARITABLE ORGANIZATION***

***Pari 1103.01 Application Procedures for a Lucky 7 License for a Charitable Organization.***

- (a) Prior to selling lucky 7 tickets, a charitable organization shall:***
- (1) Apply to the commission for a lucky 7 license; and***
  - (2) Be issued a lucky 7 license by the commission.***
- (b) Each applicant for a lucky 7 license shall submit the following to the commission:***
- (1) A fully executed application form provided by the commission that contains the information specified in either Pari 1104.01 or Pari 1106.01, as applicable;***
  - (2) The supporting documentation specified in either Pari 1104.02 or Pari 1106.02, as applicable;***
  - (3) A completed bingo/lucky 7 data verification form as specified in Pari 1105.01, if required; and***
  - (4) A fee as specified in RSA 287-E:19, I.***
- (c) If the commission, for the purpose of determining the applicant's qualifications for licensure, requires any information or documents additional to the materials submitted by the applicant under (b) above, the commission shall:***
- (1) Notify the applicant in writing or by telephone within 5 days of the date the application is on file with the commission; and***
  - (2) Specify the information or documents which the applicant is required to submit.***
- (d) If required pursuant to (c) above, the applicant shall submit any additional information or documents requested by the commission within 5 days of receipt of the request.***
- (e) An application shall be considered to be on file with the commission on the first date that the commission has received all of the items specified in (b)(1) through (b)(4) above.***
- (f) The commission shall approve or deny the application in writing within 15 days of the date that:***
- (1) The application is on file with the commission; or***

*(2) If additional information or documents are required pursuant to (c), the additional information or documents are received by the commission from the applicant.*

*(g) The commission shall approve the application and issue a license if the applicant has:*

- (1) Complied with the application procedure as specified in this part;*
- (2) Complied with the requirements in Pari 1104 or Pari 1106, as applicable;*
- (3) Complied with the requirements in Pari 1105; and*
- (4) Met the qualifications for licensure as specified in RSA 287-E:20 .*

*(h) The commission shall deny the application if the applicant has:*

- (1) Not complied with the application procedure as specified in this part;*
- (2) Not complied with the requirements in Pari 1104 or Pari 1106, as applicable;*
- (3) Not complied with the requirements in Pari 1105; or*
- (4) Not met the qualifications for licensure specified in RSA 287-E:20.*

*(i) If the commission denies an application, the commission's written notification pursuant to (f) above shall specify the reason(s) for denial.*

*(j) The applicant may request a hearing to appeal the denial as specified in RSA 287-E:26.*

*Pari 1103.02 Expiration of a Lucky 7 License for a Charitable Organization.*

*(a) A lucky 7 license for a charitable organization issued pursuant to this chapter shall expire:*

- (1) On the last day of the month for which the license was issued; or*
- (2) Upon revocation of the license by the commission as specified in RSA 287-E:25 and Pari 1114.01.*

*(b) A charitable organization shall not sell any lucky 7 tickets if their license has:*

- (1) Expired as specified in (a) above; or*

(2) *Has been denied pursuant to Pari 1103.01(h).*

Readopt with amendment Sw 2002.04, effective 12-12-03 (Document #7999), as Pari 1104.01 to read as follows:

***PART Pari 1104 INITIAL APPLICATION FOR A LUCKY 7 LICENSE FOR A CHARITABLE ORGANIZATION***

Sw 2002.04 Pari 1104.01 *Initial Application for a Lucky 7 Ticket License for a Charitable Organization.*

(a) A *charitable organization shall submit to the commission a completed initial application for a license to sell lucky 7 tickets which shall be submitted to the sweepstakes commission at least 15 days prior to the first of each month.*

(1) *For a monthly license, relates only to activities which will take place in a single monthly period beginning on the first day of an upcoming month and ending on the last day of the same upcoming month;*

(2) *For a yearly license, relates to activities which will take place in a specified number of monthly periods beginning on the first day of the first month and ending on the last day of the last month;*

(3) *Is signed under oath by a member of the charitable organization requesting the license who is a duly authorized officer, director or official of the charitable organization; and*

(4) *Is received by the commission at least 15 days prior to the first game date of the month or year for which the license has been requested.*

(b) ~~An initial~~ applicants *for an initial lucky 7 license for a charitable organization* shall supply *submit* the following on or with the “*Initial Application for a Lucky 7 ticket License*” *form provided by the commission:*

(1) *The charitable organization's:*

a. *Name; and*

b. *Street address, city or town, state and zip code;*

c. *Mailing address, city or town, state and zip code;*

d. *Business telephone number;*

e. *Business fax number; and*

***f. Business e-mail address;***

~~(2) The month in which the tickets will be sold;~~

~~(3) The signature of the organization's treasurer or his/her designee;~~

~~(4) A copy of the U.S. Treasury Department document granting tax exempt status to the charitable organization;~~

~~(5) Documentation indicating the charitable purpose for which the charitable organization was organized, and the extent these purposes have been furthered within the community by goods, services, monetary contributions, or combination thereof, in the community where the games are conducted; and~~

~~(6) The \$10 fee required pursuant to RSA 287-E.~~

***(2) For the duly authorized officer, director or official that is submitting the application on behalf of the charitable organization, that person's:***

***a. Name;***

***b. Date of birth;***

***c. Home address, city or town, state and zip code; and***

***d. Home and business telephone numbers;***

***(3) Whether the type of charitable organization is:***

***a. Religious;***

***b. Charitable;***

***c. Civic;***

***d. Veterans;***

***e. Fraternal; or***

***f. Social club;***

***(4) Whether or not the city or town in which the charitable organization seeks to sell lucky 7 tickets has adopted the local option provisions of RSA 287-E:27 and, if so, whether or not documentation of the city or town's adoption of this provision has been supplied with the application;***

*(5) Whether or not, pursuant to RSA 287-E:1, V, the charitable organization has been registered with the secretary of state for at least 2 years and has been in existence and organized under the laws of the state of New Hampshire, in a town or city in this state, for at least 2 years, and, if so, whether or not documentation of these facts have been supplied with the application;*

*(6) Whether or not, if required by RSA 7:19 through RSA 7:32-a, the charitable organization is registered with the NH department of justice, director of charitable trusts division and, if so, whether or not documentation of this registration has been supplied with the application;*

*(7) Whether or not the charitable organization has been formed for purposes other than selling lucky 7 tickets and, if so, whether or not documentation of this fact has been supplied with the application;*

*(8) Whether or not contributions to the charitable organization are exempt from federal income taxation;*

*(9) Under which of the following sections, the charitable organization possesses its tax-exempt status:*

*a. 26 U.S.C. 501(c)(3) of the federal Internal Revenue Code (IRC);*

*b. 26 U.S.C. 501(c)(4) of the IRC;*

*c. 26 U.S.C. 501(c)(7) of the IRC;*

*d. 26 U.S.C. 501(c)(8) of the IRC;*

*e. 26 U.S.C. 501(c)(10) of the IRC;*

*f. 26 U.S.C. 501(c)(19) of the IRC; or*

*g. By virtue of a group exemption ruling by the U.S. Internal Revenue Service (IRS) relating to one of the foregoing sections;*

*(10) Whether or not documentation of the charitable organization's tax-exempt status has been supplied with the application;*

*(11) The charitable organization's employer tax identification number;*

*(12) The month(s) and year in which the charitable organization proposes to sell lucky 7 tickets;*

***(13) The location at which the charitable organization proposes to sell lucky 7 tickets, including the street address, city or town, state and zip code and the name, if any, of the facility at which the tickets will be sold; and***

***(14) A numerical calculation of the amount of the fee due by multiplying the number of months by the per month fee specified in RSA 287-E:19, I.***

***(c) The duly authorized officer, director or official who is submitting the application on behalf of the charitable organization shall:***

***(1) Provide their name, in print, and title or position held within the charitable organization;***

***(2) Sign and date the form; and***

***(3) Certify to the following preprinted statement:***

***“I certify, under the penalties of perjury pursuant to RSA 641:3, that the information provided on this form is true, accurate and complete.”***

~~(c) Applications for subsequent licenses shall include the following:~~

~~(1) The name and address of the organization;~~

~~(2) The month in which the tickets will be sold;~~

~~(3) The signature of the organization's treasurer or his/her designee;~~

~~(4) The \$10 fee required pursuant to RSA 287-E; and~~

~~(5) The original signed lucky 7 financial report for the prior month, if applicable.~~

~~(d) Applications containing errors or omissions shall result in the license not being issued. The applicant shall be notified either in writing or by telephone within 5 working days what information is needed to process the license application.~~

***(d) If at any time an initial lucky 7 application is pending, or at any time an initial lucky 7 license is in effect, any of the information provided by the charitable organization on a bingo/lucky 7 data verification form changes, or if the information becomes or is discovered to be inaccurate, the applicant shall, within 15 days of the occurrence of the event resulting in the change, file with the commission a new, corrected data verification form.***

***(e) If at any time an initial lucky 7 application is pending, or at any time an initial lucky 7 license is in effect, any of the information provided on or with an initial lucky 7 application under this section changes, or becomes or is discovered to be inaccurate, the***



***applicant shall, within 15 days of the event resulting in the change, submit to the commission an updated, corrected application form or provide supporting documentation containing the correct information.***

(f) Licensed charitable organizations shall maintain their ***IRS*** ~~internal revenue service~~ tax-exempt status, ***and all other qualifications for licensure***, during the period of licensure and shall notify the ~~sweepstakes~~ commission immediately should their exempt status change or be revoked ***or should any other qualification for licensure cease to exist.***

(g) ***The commission shall revoke a license if the charitable organization f***~~ailures to~~ maintain a tax-exempt status ***or any other qualification of licensure***, ~~shall result in denial of license renewal.~~

**Adopt Pari 1104.02 to read as follows:**

**Pari 1104.02 Supporting Documentation for Initial Application for a Lucky 7 License for a Charitable Organization.**

***(a) An applicant shall provide the following supporting documents with the initial license application for a lucky 7 license for a charitable organization:***

***(1) A copy of either:***

***a. The IRS letter of determination:***

- 1. Stating that the charitable organization is exempt from federal income tax;***
- 2. Granting tax exempt status to the charitable organization under 26 USC §§501(c)(3), 501(c)(4), 501(c)(7), 501(c)(8), 501(c)(10) or 501(c)(19); and***
- 3. Including the charitable organization's federal tax identification number; or***

***b. If the charitable organization's exempt status is by virtue of a group exemption:***

- 1. A copy of the IRS letter of determination to the entity with which the charitable organization is connected indicating that that entity possesses a group exemption under the authority of one of the code provisions noted in a. above; and***
- 2. A letter from the entity with which the charitable organization is connected stating that the charitable organization is covered by the group tax exemption and its tax exemption number;***

*(2) Documentation that the city or town in which the charitable organization seeks to sell lucky 7 tickets has adopted, and currently has in effect, the local option provision of RSA 287-E:27, in the form of a copy of the currently-effective ordinance or vote of the municipality adopting these provisions;*

*(3) A certificate from the New Hampshire secretary of state, or a copy thereof, stating:*

*a. That the charitable organization is registered with the secretary of state as a nonprofit corporation; and*

*b. The charitable organization's date of registration;*

*(4) A certificate from the New Hampshire secretary of state, or a copy thereof, stating that the charitable organization is currently in good standing;*

*(5) If the charitable organization is required to register with the director of charitable trusts under RSA 7:19 through RSA 7:32-a, a certificate from the New Hampshire department of justice, charitable trusts division, or a copy thereof, stating that the organization is so registered and is in good standing;*

*(6) Documentation indicating the charitable purposes for which the charitable organization was organized, and the extent these charitable purposes have been furthered by the charitable organization within the community by goods, services or both in the community, in the format described in (b) below;*

*(7) A copy of the charitable organization's current articles of incorporation;*

*(8) A copy of the bylaws of the charitable organization;*

*(9) A copy of the charitable organization's current membership list;*

*(10) A current list of:*

*a. The officers and directors of the charitable organization; and*

*b. Any officials of the charitable organization who are authorized to submit applications and supporting materials;*

*(11) A letter of intent in the format described in (c) below;*

*(12) A fully executed bingo/lucky 7 data verification form containing the information specified in Pari 1105.01;*

*(13) A copy of the charitable organization's house rules; and*

***(14) Documentation that the member of the charitable organization submitting the application on behalf of the organization is an officer, director or official presently duly authorized to submit applications, renewal applications and supporting documents on behalf of the organization, in the format described in (d) below.***

***(b) The documentation required under (a)(6) above shall consist of a letter from the charitable organization to the commission that:***

***(1) Begins with the phrase “The charitable purposes of,” followed by the name of the charitable organization, the word “are” and a description of the charitable purposes of the charitable organization which:***

***a. Indicates the religious, civic, fraternal, veterans’ or other charitable purposes of the organization, other than charitable gambling, for which the organization is organized; and***

***b. Describes how the purposes noted in (b)(1)a. above are furthered by activities conducted in the town or city in which the organization is organized;***

***(2) Bears the letterhead of the charitable organization;***

***(3) Is signed by an official of the charitable organization who is authorized by the organization to do so; and***

***(4) Bears the date that the letter was signed.***

***(c) The letter of intent noted in (a)(11) above shall:***

***(1) List the dates of activities, other than charitable gambling or activities conducted solely for the purposes of raising funds for the charitable organization, conducted by the charitable organization within the 2 year period prior to the date of the application which advance the charitable organization’s charitable purpose; and***

***(2) Describe the activity conducted, including in the description the location at which the activity was conducted.***

***(d) The documentation required under (a)(14) above shall consist of a letter from the secretary of the charitable organization, on the letterhead of the charitable organization:***

***(1) Stating that that the person submitting the application is a member of the organization;***

***(2) Stating the person’s title within the organization;***

*(3) Stating that the person is presently authorized by the board of directors of the organization to file lucky 7 application forms and supporting materials on behalf of the organization; and*

*(4) Enclosing therewith a true and accurate copy of the minutes, or other written recording of the vote of the board of directors of the organization, authorizing the person to file lucky 7 application forms and supporting materials on behalf of the organization.*

**Adopt Pari 1105 to read as follows:**

***PART 1105 BINGO/LUCKY 7 DATA VERIFICATION FORM***

***Pari 1105.01 Bingo/Lucky 7 Data Verification Form.***

*(a) An applicant for a lucky 7 license shall submit a “Bingo/Lucky 7 Data Verification Form” as an attachment to their initial license application as specified in Pari 1104.02(a)(12).*

*(b) On the “Bingo/Lucky 7 Data Verification Form”, the applicant shall provide the following:*

*(1) The charitable organization’s:*

*a. Name;*

*b. Identification number, consisting of the number, if any, assigned to the charitable organization by the commission;*

*c. Business telephone number;*

*d. Business fax number;*

*e. Business e-mail address;*

*f. Street address, city or town, state and zip code; and*

*g. Mailing address, city or town, state and zip code;*

*(2) The name of the president, chief executive officer, chairperson of the board of directors or other person, by whatever name called, serving as the head of the charitable organization;*

*(3) For the person identified in (b)(2) above, the person’s:*

*a. Title or position held;*

***b. Home address, city or town, state and zip code;***

***c. Home and business telephone numbers; and***

***d. Date of birth;***

***(4) The name of the person who will be in charge of the lucky 7 operations for the charitable organization;***

***(5) For the person identified in (b)(4) above, the person's:***

***a. Title or position held;***

***b. Home address, city or town, state and zip code;***

***c. Home and business telephone numbers; and***

***d. Date of birth;***

***(6) For the treasurer of the charitable organization, the treasurer's:***

***a. Name;***

***b. Home address, city or town, state and zip code;***

***c. Home and business telephone numbers; and***

***d. Date of birth;***

***(7) The street address, city or town, state and zip code where lucky 7 will be conducted by the charitable organization; and***

***(8) For the manager of the location where the proposed lucky 7 tickets will be sold, the manager's:***

***a. Name;***

***b. Home address, city or town, state and zip code; and***

***c. Home and business telephone numbers.***

***(c) The duly authorized officer, director or official who is submitting the form on behalf of the charitable organization shall:***

*a. Provide their name, in print, and title or position held within the charitable organization;*

*b. Sign and date the form; and*

*c. Certify to the following statement:*

*“I certify, under the penalties of perjury pursuant to RSA 641:3, that the information provided on this form is true, accurate and complete.”*

**Adopt Pari 1106 to read as follows:**

***PART Pari 1106 RENEWAL APPLICATION FOR A LUCKY 7 LICENSE FOR A CHARITABLE ORGANIZATION***

***Pari 1106.01 Renewal Application for a Lucky 7 License for a Charitable Organization.***

***(a) A charitable organization shall submit to the commission, as specified in RSA 287-E:19, II, a completed renewal application for a lucky 7 license which:***

***(1) For a monthly license, relates only to activities which will take place in a single monthly period beginning on the first day of an upcoming month and ending on the last day of the same upcoming month;***

***(2) For a yearly license, relates to activities which will take place in a specified number of monthly period beginning on the first day of the first month and ending on the last day of the last month;***

***(3) Is signed by a member of the charitable organization requesting the license who is a duly authorized officer, director or official of the charitable organization; and***

***(4) Is received at the commission at least 15 days prior to the expiration date of the current lucky 7 license.***

***(b) An applicant for a renewal lucky 7 license for a charitable organization shall submit the following on a “Bingo/Lucky 7 Renewal Application” form provided by the commission:***

***(1) A numerical calculation of the amount of the fee due by multiplying the number of months for lucky 7 sales proposed by the per month fee specified in RSA 287-E:19, I;***

*(2) The number of month(s) and year to be licensed in which the applicant proposes to sell lucky 7 tickets; and*

*(3) The location at which the applicant proposes to sell lucky 7 tickets, including street address, city or town, state and zip code.*

*(c) The duly authorized officer, director or official who is submitting the application on behalf of the charitable organization shall:*

*(1) Provide their name, in print, and title or position held within the charitable organization;*

*(2) Sign and date the form; and*

*(3) Certify to the following preprinted statement:*

*“I certify, under the penalties of perjury pursuant to RSA 641:3, that the information provided on this form is true, accurate and complete.”*

*(d) If at any time a renewal lucky 7 application is pending, or at any time a lucky 7 license is in effect, any of the information provided by the charitable organization on a bingo/lucky 7 data verification form changes, or if the information becomes or is discovered to be inaccurate, the applicant shall, within 15 days of the occurrence of the event resulting in the change, file with the commission a new, corrected data verification form.*

*(e) If at any time a renewal lucky 7 application is pending, or at any time a lucky 7 license is in effect, any of the information provided on or with an initial lucky 7 application under this section changes, or becomes or is discovered to be inaccurate, the applicant shall, within 15 days of the event resulting in the change, submit to the commission an updated, corrected application form or provide supporting material containing the correct information.*

*(f) Licensed charitable organizations shall maintain their IRS tax-exempt status, and all other qualifications for licensure, during any period of renewal licensure and shall notify the commission immediately should their exempt status change or be revoked or should any other qualification for licensure cease to exist.*

*(g) The commission shall revoke a lucky 7 license renewal if the charitable organization fails to maintain a tax-exempt status or any other qualification of licensure.*

***Pari 1106.02 Supporting Documentation for a Renewal Application for a Lucky 7 License for a Charitable Organization.*** *The applicant shall submit to the commission the following supporting documentation with any renewal application(s) for a lucky 7 license for a charitable organization:*

***(a) If a not previously submitted, a complete membership list for the charitable organization;***

***(b) If the charitable organization sold lucky 7 tickets in any month prior to the month for which the application is received, any original, signed lucky 7 financial report, as specified in Pari 1111.01, for any month which has not previously been submitted and which is due or overdue;***

***(c) If at the time of the filing of the renewal the bingo/lucky 7 data verification form previously filed is not accurate or complete, a fully executed bingo/lucky 7 data verification form containing the information specified in Pari 1105.01;***

***(d) If any information appearing on an initial application form or any more recent renewal application form has changed, is no longer accurate or has been found to be inaccurate, either:***

***(1) A new, signed, application or renewal form containing the corrected information, with all required attachments thereto that are subject to correction; or***

***(2) A written correction of that information; and***

***(e) If any of the supporting documentation previously submitted pursuant to Pari 1104.02 or in conjunction with any more recent renewal application, including but not limited to the charitable organization's list of members has changed, is no longer accurate, is no longer effective, or has been found to be inaccurate, a corrected version of the supporting material.***

**Readopt with amendment Sw 2002.05, effective 12-12-03 (Document #8000), as Pari 1107.01 to read as follows:**

***PART Pari 1107 DISPLAY OF LUCKY 7 LICENSES AND HOUSE RULES***

***~~Sw 2002.05~~ Pari 1107.01 Display of Lucky 7 Licenses and House Rules.***

***(a) Pursuant to RSA 287-E:20, V, a ~~lucky 7 licensee~~ Licenses shall be prominently displayed their lucky 7 license*** in the immediate area where lucky 7 tickets are sold.

***(b) Separate licenses shall be obtained for each specific location in which an organization sells lucky 7 tickets. Different locations within a single building or at the same address shall require separate licenses.***

***(b) A lucky 7 licensee shall post a***At least 2 copies of RSA 287-E, ***theis chapter bingo rules,*** and any house rules as required by ***Sw 2001.07 Pari 1108.01*** with the license.



*(c) A lucky 7 licensee shall prominently display at least 2 copies of the house rules on posters, the bottom edge of which shall be posted not less than 54 inches nor higher than 60 inches above the floor with print size not less than 5/8 inches nor more than 2 inches.*

Adopt Pari 1108.01 to read as follows:

***PART Pari 1108 LUCKY 7 HOUSE RULES***

***Pari 1108.01 Lucky 7 House Rules.***

*(a) A lucky 7 licensee shall not adopt or use any house rule that violates RSA 287-E or this chapter.*

*(b) A lucky 7 licensee shall adopt and follow house rules that address at least the following:*

*(1) Payment of lucky 7 tickets and lucky 7 seal card prizes to winners who are not in attendance at the time of the win, if applicable;*

*(2) The responsibility of the player to make it known to the game officials that the player has a won;*

*(3) The amount of time that players have to claim a winning lucky 7 ticket;*

*(4) How the player claims a winning lucky 7 ticket;*

*(5) Sale of lucky 7 tickets;*

*(6) Smoking/non-smoking policy which shall comply with RSA 155:66 through RSA 155:70;*

*(7) The effective date of the house rules;*

*(8) The name of a member of the charitable organization to be contacted by a player with comments, concerns or questions; and*

*(9) That the lucky 7 tickets will be sold in accordance with RSA 287-E and this chapter.*

Readopt with amendment Sw 2002.06, effective 12-12-03 (Document #7999), as Pari 1109.01 to read as follows:

***PART Pari 1109 OPERATION OF LUCKY 7 TICKET SALES***

~~Sw 2002.06~~***Pari 1109.01 Lucky 7 Ticket Sale Operations.***

(a) ***The charitable organization shall sell lucky 7 tickets only as specified in RSA 287-E:21, II*** ~~shall be sold only at the location specified in the license. Lucky 7 tickets may be sold by the organization in conjunction with and at the same time of an event sponsored by the organization at their regular meeting place or facility.~~

(b) ***Pursuant to RSA 287-E:21, III, the charitable organization shall not sell lucky 7 tickets*** ~~Door-to-door sales shall be prohibited.~~

(bc) The ***charitable organization*** licensee shall ~~provide~~ ***submit to the commission a monthly*** financial reports ***pursuant to Pari 1111*** ~~and inventory reports to verify the income and expenses reported by the charitable organization licensee to the sweepstakes commission.~~

(ed) ***Pursuant to RSA 287-E:23, all of the charitable organization's tickets shall be:***

(1) Purchased ~~lucky 7 tickets~~ only from distributors licensed ***pursuant to Pari 1112; and***

(2) ***Manufactured by manufacturers licensed by the sweepstakes commission pursuant to Pari 1112.***

(e) ***The charitable organization shall only purchase and receive unopened deals with an original, unbroken manufacturer's seal from licensed distributors.***

(f) ***The charitable organization shall immediately return any lucky 7 tickets or deals*** which do not comply with existing laws or ***this chapter*** ~~sweepstakes rules shall be immediately returned by the licensee to the distributor for credit.~~

(dg) A ~~salaries~~ employee of a veterans or fraternal organization selling lucky 7 tickets shall only be a person employed by the organization such as a bartender, manager, or custodian whose wages are subject to federal tax withholding and who regularly works on the premises of the organization.

(e) ~~Organizations shall develop and prominently post house rules for payment of lucky 7 seal card prizes to winners who are not in attendance at the time of the win, if applicable.~~

(fh) ***The charitable organization shall have only one deal of the same rolling jackpot bonus game form number*** ~~shall be on sale at the same time at each licensed location.~~

(hi) ***The charitable organization may have a new deal of an identical rolling jackpot bonus game form number*** ~~may be available for sale when the prior deal of an identical rolling jackpot bonus game form number is closed.~~

(gj) A ***rolling jackpot*** bonus game shall be considered closed when all bonus prizes have been announced.

(ik) The rolling jackpot amount for a seal card game shall:

(1) ~~B~~**e** added to the designated jackpot value of the next lucky 7 game of the same name for sale and sold by the same ***charitable*** organization.

(j2) ~~The rolling jackpot amount shall a~~Accumulate until there is a winner; ***and***

(13) ~~All rolling jackpot amounts shall b~~**B**e paid to players prior to the expiration of the ***charitable*** organization's final licensed sale date.

(k1) Following the player's final game play on the seal card, the ***charitable organization*** ~~shall remaining seal card windows shall~~, upon request of any person, ~~be~~ immediately opened ***remaining seal card windows*** for public inspection.

(m) On the ***charitable*** organization's final licensed lucky 7 sale date or when a lucky 7 game that contains an unclaimed rolling jackpot is not available for sale on a subsequent licensed lucky 7 sale date, the organization shall:

(1) Develop rules to fully distribute the rolling jackpot value in the event there is no jackpot winner;

(2) Prominently display the rules in the immediate area where lucky 7 tickets are sold at least 30 minutes prior to the start of that game's sales; and

(3) After the start of the lucky 7 game sales, make at least one public announcement of the rules in the immediate area where the lucky 7 tickets are sold.

(n) ~~All lucky 7 tickets game~~ shall be played in accordance with the commission approved ~~ticket game~~ design ***pursuant to Pari 1112.06*** on file at ~~with~~ ***with*** commission ~~headquarters~~.

(o) ***Pursuant to RSA 287-E:24, the charitable organization shall pay all expenses and any*** A player who wins a prize or prizes totaling \$500 or more during a lucky 7 game's bonus play, ~~shall be paid by check~~ ***from the account specified in Pari 1110.02(a).***

(p) A lucky 7 ***rolling jackpot bonus*** game ~~carryover~~ prize, when tickets for such a game are sold in conjunction with a licensed bingo game, shall be rolled over to a successive game day in the event there is no winner on the original or preceding game day.

(q) ***Pursuant to RSA 287-E:20, II, a***A lucky 7 ***rolling jackpot bonus*** game ~~carryover~~ prize shall:

(1) ~~B~~**e** organization-specific;

(2) ~~Be~~ ***and*** location-specific; ***and***

(3) ~~A carryover prize shall n~~Not be transferable between charitable organizations.

(r) A person selling lucky 7 tickets may purchase and play lucky 7 tickets only after the person has finished selling tickets and returned all revenue and unsold tickets to the ***charitable*** organization's ~~bingo~~ chairperson or treasurer.

(s) If a seal card game contains a separate information sheet that describes additional play instructions, then the information sheet shall be publicly posted next to its accompanying seal card.

**Readopt with amendment Sw 2002.08, effective 12-12-03 (Document #8000), as Pari 1110.01 and Pari 1110.02 to read as follows:**

***PART Pari 1110 LUCKY 7 INSPECTION PROCEDURES AND FINANCIAL REQUIREMENTS***

***Sw 2002.08 Pari 1110.01 Reports and Lucky 7 Inspection Procedures.***

(a) ***The charitable organization shall*** ~~Records shall be:~~

(1) ~~Maintained~~ ***all books of accounts, records and supporting documentation by the charitable organization and shall be of sufficient detail to enable preparation of the monthly financial reports as specified in Pari 1111 submitted to the sweepstakes commission; and***

(2) ***Have proof of all revenues and expenditures related to the sale of lucky 7 tickets available for review by the commission.***

(b) ***The charitable organization shall have a*** ~~All accounts, records and ticket inventories available shall be open to for inspection by the sweepstakes commission, the department of safety, or both.~~

(c) ***Licensed charitable organizations that remove unsold lucky 7 tickets from play, for whatever reason, shall:***

(1) ***Keep, for one year, the un-opened tickets for inspection by the commission; and***

(2) ***Notify the commission within 7 days from removal date.***

(d) ***The charitable organization shall:***

(1) ***Keep checking account records for the account specified in Pari 1110.02(c) on the premises where the tickets are sold; and***

(2) ***Have all of the records specified in (d)(1) above open and accessible for inspection by the commission.***

***Pari 1110.02 Lucky 7 Financial Requirements.***

***(a) The charitable organization shall have a separate checking account for depositing bingo and lucky 7 revenue at a financial institution with at least one office in New Hampshire.***

***(b) The charitable organization shall not:***

***(1) Transfer or withdraw, by withdrawal slip, any bingo or lucky 7 funds from the account specified in (a) above;***

***(2) Transfer or deposit any funds, other than bingo or lucky 7 revenues, into the account specified in (a) above.***

***(c) The charitable organization shall only withdraw funds from the account specified in (a) above by preprinted, consecutively numbered check.***

***(d) The charitable organization shall only use the funds in the account specified in (a) above for:***

***(1) Expenditures related to bingo or lucky 7; or***

***(2) Disbursement of bingo or lucky 7 proceeds for a charitable purpose.***

***(ee) The charitable organization shall maintain all financial accounts, records and ticket inventories ~~shall be maintained~~ which verify the following:***

***(1) Gross revenue;***

***(2) Prizes paid out;***

***(3) Adjusted gross revenue;***

***(4) Bank deposits;***

***(5) Cost of full deals sold;***

***(6) Fee payments;***

***(7) Other expenses;***

***(8) Net profit;***

***(9) Inventory data by ticket type; and***

***(10) Names and addresses of members selling ***lucky 7*** tickets.***

~~(d) Charitable organizations licensed to sell lucky 7 tickets shall maintain a separate checking account for all lucky 7 receipts and disbursements. The checking account records shall be open and accessible for inspection by the sweepstakes commission, the department of safety, or both.~~

~~(e) Licensed charitable organizations that remove unsold lucky 7 tickets from play, for whatever reason, shall retain the un-opened tickets in their original container for inspection by the department of safety. The charitable organization shall notify the department of safety within 7 days from removal date.~~

***(d) Pursuant to RSA 287-E:9, IV, the charitable organization shall separately identify money deposited from bingo and lucky 7 revenue on each deposit slip.***

~~(fe) The charitable organization shall separately record a~~ All tickets sold for less than their marked price shall be separately recorded in order for the charity***able organization*** to record any loss.

**Adopt Pari 1111 to read as follows:**

***PART Pari 1111 MONTHLY FINANCIAL REPORT AND WORKSHEETS***

***Pari 1111.01 Monthly Financial Report and Worksheets.***

***(a) The charitable organization shall submit to the commission within 15 days of the expiration of the lucky 7 license a monthly financial report for each licensed month containing either:***

***(1) For charitable organizations which have both a lucky 7 license and a bingo license issued pursuant to Pari 1000:***

***a. Form MFR-6, "Lucky 7 Worksheet", as specified in Pari 1111.02;***

***b. Form MFR-7, "Monthly Financial Report Summary", as specified in Pari 1111.03;***

***c. The forms specified in Pari 1014.01(a)(1) through Pari 1014.01(a)(5) and Pari 1014.01(a)(7); or***

***(2) For charitable organizations which have only a lucky 7 license, form MFR-6A, "Lucky 7 Worksheet and Report", as specified in Pari 1111.04.***

***Pari 1111.02 Form MFR-6 Lucky 7 Worksheet. If a charitable organization is licensed to conduct bingo games and to sell lucky 7 tickets, the charitable organization shall submit to the commission on Form MFR-6, "Lucky 7 Worksheet", the following for each type of ticket:***

- (a) *The ticket name and game form number;*
- (b) *The number of deals purchased;*
- (c) *The name of the distributor;*
- (d) *The invoice number from the distributor;*
- (e) *The previous month ending inventory;*
- (f) *The total number of deals sold calculated by subtracting the amount in (e) from the amount in (b) above;*
- (g) *The current ending inventory amount;*
- (h) *The cost for one deal of lucky 7 tickets;*
- (i) *The cost of all deals sold calculated by multiplying the amount in (f) above by the amount in (h);*
- (j) *The gross revenue of one deal of lucky 7 tickets;*
- (k) *The total gross revenue calculated by multiplying the amount in (f) above by the amount in (j) above;*
- (l) *The prize amount paid on one deal of lucky 7 tickets;*
- (m) *The total amount of prizes paid calculated by multiplying the amount in (f) above by the amount in (l) above;*
- (n) *The amount of pull-tab or bag fee by multiplying the amount in (b) above by the amount specified in RSA 287-E:22, I or RSA 287-E:22, II, as applicable;*
- (o) *The adjusted gross income calculated by subtracting the amounts in (m) and (k) above from the amount in (i) above;*
- (p) *The total amount for each of the items listed in (b) and (e) through (o) above for all types of lucky 7 tickets; and*
- (q) *The date and amount of each bank deposit.*

***Pari 1111.03 Form MFR-7 Monthly Financial Report Summary. If the charitable organization is licensed to conduct bingo and to sell lucky 7 tickets, the charitable organization shall submit to the commission on Form MFR-7, "Monthly Financial Report Summary", the following monthly amounts relating to lucky 7 tickets:***

- (a) *The gross revenues;*
- (b) *The prizes paid;*
- (c) *The adjusted gross income calculated by subtracting (b) above from (a) above;*
- (d) *The bag fee pursuant to RSA 287-E:22, II, as applicable;*
- (e) *The pull-tab ticket fee pursuant to RSA 287-E:22, I, as applicable;*
- (f) *The license fee;*
- (g) *For each service fee paid pursuant to RSA 287-E:24, III(e), the name of the person paid, the amount paid, the date paid and the check number if applicable;*
- (h) *The total service fees;*
- (i) *For each miscellaneous expense, the name of the person paid, the amount paid, the date paid and the check number if applicable;*
- (j) *The total expenses calculated by adding the amounts in (d), (e), (f), (h) and (i) above;*
- (k) *The net profit or loss calculated by subtracting the amount in (j) above from the amount in (c) above; and*
- (l) *The deposit amount.*

***Pari 1111.04 Form MFR-6A Lucky 7 Worksheet and Report. If a charitable organization is only licensed to sell lucky 7 tickets and not to conduct bingo games, the charitable organization shall submit to the commission on Form MFR-6A, "Lucky 7 Worksheet and Report", for each licensed month the following:***

- (a) *All of the information specified in Pari 1111.02(a) through (q); and*
- (b) *All of the information specified in Pari 1111.03(a) through (l).*

**Adopt Pari 1112 to read as follows:**

***PART Pari 1112 DISTRIBUTORS AND MANUFACTURERS OF LUCKY 7 TICKETS***

***Pari 1112.01 Application Procedures for Distributor and Manufacturer Licenses.***



***(a) If the commission, for the purpose of determining the applicant's qualifications for licensure, requires any information or documents additional to the materials submitted by the applicant under Pari 1112.03 or Pari 1112.04, the commission shall:***

***(1) Notify the applicant in writing or by telephone within 30 days of the date the application is on file with the commission; and***

***(2) Specify the information or documents which the applicant is required to submit.***

***(b) If required pursuant to (a) above, the applicant shall submit any additional information or documents requested by the commission within 15 days of receipt of the request.***

***(c) An application shall be considered to be on file with the commission on the first date that the commission has received:***

***(1) A fully completed application form and all required supporting documentation pursuant to Pari 1112.03 or Pari 1112.04, as applicable; and***

***(2) The license fee pursuant to RSA 287-E:23, I or RSA 287-E:23, VI(c), as applicable.***

***(d) The commission shall approve or deny the application in writing within 45 days of the date that the application is on file with the commission or the date that additional information is received by the commission from the applicant.***

***(e) The commission shall approve the application if the applicant has:***

***(1) Complied with the application process set forth in this section;***

***(2) Complied with the requirements specified in Pari 1112.03 or Pari 1112.04, as applicable; and***

***(3) Met the qualifications for licensure as specified in RSA 287-E:23.***

***(f) The commission shall deny the application if the applicant has:***

***(1) Not complied with the application process set forth in this section;***

***(2) Not complied with the requirements specified in Pari 1112.03 and Pari 1112.04, as applicable; or***

***(3) Not met the qualifications for licensure specified in RSA 287-E:23.***

***(g) If the commission denies a license:***

*(1) The commission's written notification pursuant to (d) above shall specify the reason(s) for denial; and*

*(2) The application fee specified in (c)(2) above shall be refunded to the applicant.*

*(h) The applicant may request a hearing to appeal the denial as specified in RSA 287-E:26.*

*(i) If an applicant requests a hearing pursuant to (h) above and the denial is overturned, the applicant shall resubmit the application fee if refunded pursuant to (g)(2) above to the commission before the commission will issue a license.*

***Pari 1112.02 Expiration of a Lucky 7 License for a Distributor or Manufacturer.***

*(a) A license for a distributor or manufacturer issued pursuant to this part shall expire:*

*(1) On June 30; or*

*(2) Upon revocation of the license by the commission as specified in RSA 287-E:25 and Pari 1114.01.*

*(b) A distributor or manufacturer shall not sell lucky 7 tickets if the distributor's or manufacturer's license has:*

*(1) Expired as specified in (a) above; or*

*(2) Has been denied pursuant to Pari 1112.01(f).*

**Readopt with amendment Sw 2002.09 and Sw 2002.10, effective 12-12-03 (Document #8000), as Pari 1112.03 and Pari 1112.04 to read as follows:**

***Sw 2002.09Pari 1112.03 Distributors ***License Requirements*** of Lucky 7 Tickets in New Hampshire.***

~~(a) No applicant convicted of a felony within 10 years of application, and which has not been annulled, shall be eligible for licensure as a distributor under RSA 287-E:23. The same prohibition shall apply to any partner, officer or director of the distributor agency who has been convicted of a felony.~~

~~(b)~~ Pursuant to RSA 287-E:22, V, licensed distributors shall:

~~(1) Invoice and collect all deal fees from the charitable organizations; and shall~~

(2) ~~P~~pay such fees to the sweepstakes commission within 15 days of the date of sale; ***and***

(3) ***Only sell and deliver to charitable organizations unopened deals with an original, unbroken manufacturer's seal.***

(~~eb~~) ***With each f***Fee payments to the sweepstakes commission for tickets sold to charitable organizations, ***the distributor*** shall ***submit*** ~~be accompanied by 2 a~~ legible copies of each pre-numbered invoice. ~~Each invoice shall include the number of deals sold and amount of fees in addition to the cost to the charitable organizations of each type of lucky 7 deals.~~

(~~dc~~) Each invoice required by (~~eb~~) above shall show:

(1) The name and address of the charitable organization; ~~and~~

(2) The quantity, type, serial numbers, sale date, manufacturer; and ~~the~~ cost of such tickets;

(3) ***The number of deals sold; and***

(4) ***The amount of fees in addition to the cost to the charitable organization of each type of lucky 7 deals.***

(~~ed~~) Licensed distributors shall submit to the sweepstakes commission a monthly bag and ***pull-tab ticket fee deal tax*** report within 15 days following the end of the month.

(~~fe~~) The reports, required by (~~ed~~) above, shall detail:

(1) The quantity and types of tickets sold to charitable organizations;

(2) The ***name*** ~~identities~~ of the charitable organizations purchasing tickets; and

(3) The amount of the enclosed check.

(~~gf~~) Licensed distributors shall submit to the sweepstakes commission notarized financial statements prepared by a certified public accountant, the company comptroller, chief accountant or auditor within 30 days following June 30 of each year. ~~Such report shall certifying that whether the distributor has remitted the correct amount of fees to the sweepstakes commission; and that shall certify the accuracy of the report is accurate.~~

(~~hg~~) Licensed distributors shall permit an examination, during business hours, by representatives of the ***commission*** ~~department of safety~~, of the inventory of ***lucky 7*** tickets and the books and records relating to ***lucky 7*** ~~this program~~.

(~~ih~~) On any deals used as a promotional item by a licensed distributor, the ***distributor*** ***shall pay the*** fees ~~shall be paid~~ to the ***commission*** ~~state~~ with a notation ***of*** "promotional".

~~(j) The distributor's license shall be for a period of no longer than one year and shall expire at midnight on the 30th day of June.~~

~~(k) The distributor shall possess and sell o~~Only commission approved ~~authorized~~ tickets ***pursuant to Pari 1112.06*** or tickets that are to be subsequently sold out of state ~~shall be possessed or sold by the distributor.~~

~~(k) The distributor shall immediately return a~~Any unauthorized tickets in the possession of a distributor ~~shall be immediately returned~~ to the manufacturer.

(l) Distributors of lucky 7 tickets ***shall be licensed by the commission prior to selling*** ~~who wish to offer lucky 7 tickets in New Hampshire. shall:~~

***(m) Distributors shall:***

(1) File a ***fully completed*** license application form ***with the commission;***

(2) Pursuant to RSA 287-E:23, III, ~~each licensee shall provide proof of~~ ***submit a*** bonding in the amount of \$50,000 ***payable to the commission*** conditioned upon the licensee's compliance with the rules of the commission; ~~and~~

(3) ~~Submit~~ ***Remit*** the licensing fee ***specified in RSA 287-E:23, I of \$10,000;*** ***and***

(4) ***Meet the requirements for licensure under RSA 287-E:23 and this part.***

~~(nn) The distributor shall submit on or attached to the "Application for Distributor License"~~ ***License applications shall contain the following information:***

***(1) The distributor's:***

***a. Name;***

***b. Street address, city or town, state and zip code;***

***c. Mailing address, city or town, state and zip code;***

***d. Business type such as partnership, limited liability partnership, corporation or limited liability corporation;***

***e. Business telephone number;***

***f. Business e-mail address; and***

***g. Principal place of business in New Hampshire including street address, city or town, state, zip code and telephone number;***

~~(1)~~(2) *For the person submitting the application, the person's:*

~~a. The Name;~~

~~b. Home address, city or town, state and zip code; and~~

~~c. Home telephone number; of the person applying to become a distributor;~~

~~(2) The applicant's date of residency in New Hampshire;~~

~~(3) The type of business entity;~~

~~(4) The name under which the distributor is doing business, if other than applicant's own name;~~

***(3) Whether the distributor is registered with the New Hampshire secretary of state, and if so, attach a copy of the distributor's registration;***

~~(5) The address of principal place of business in New Hampshire;~~

~~(6) The phone number of principal place of business in New Hampshire; and~~

~~(7) A copy of the applicant's registration with the New Hampshire secretary of state;~~

~~(8)~~***(4) A description of the nature of the business conducted at the New Hampshire business location;***

~~(9) The following information regarding each owner, partner, or each officer and director:~~

~~a. Full Name;~~

~~b. Address;~~

~~c. Birth date; and~~

~~d. Place of birth.~~

***(4)(5) A list with the following information regarding previous employment related to bingo or lucky 7 for the past 5 years for Information regarding previous occupations of each owner, partner, or each officer, and director for the past 5 years or other such person depending on the distributor's business type:***

- a. Name of the person that the list pertains to;*
- b. Name, address and telephone number of the current or former employer(s);*
- c. Title or position held and specific duties; and*
- d. Dates of employment;*

~~(11) Whether any partner, officer or director is presently associated in any capacity with any other business or businesses;~~

***(6) A list with the following information regarding any current associations related to bingo or lucky 7 with any other business(es) for each partner, officer, director or other such person depending on the distributor's business type:***

- a. Name of the person that the list pertains to;*
- b. Name, address and telephone number of the other business;*
- c. Nature of the other business;*
- d. Title or position held and specific duties; and*
- e. Length of time associated with the other business;*

***(7) A list with the following information for each owner, partner, spouse, board member, officer, director, stockholder, consultant or other persons or entities related to bingo or lucky 7 with a direct or indirect financial interest in the applicant:***

- a. Name of the person that the list pertains to;*
- b. Home address, city or town, state and zip code;*
- c. Home telephone number;*
- d. Position held and specific duties; and*
- e. Date and place of birth;*

~~(12)(8) Pursuant to RSA 287-E: 8-a, II, Whether there are~~ ***list any convictions against the company or any owner, partner, officer, or director or other such person depending on the distributor's business type of the company; and for a felony, which has not been annulled by any court, within 10 years from the date of application;***

***(9) Whether any owner, partner, officer, director or other such person depending on the distributor's business type has any pending felony charges against them and if so, list the person's name, type of felony and jurisdiction;***

~~(11)~~***(10) The business name and address of manufacturers who supply lucky 7 tickets to the distributor and the type of supplies purchased from the each manufacturer; and***

~~(14)~~***(11) The business names and addresses of New Hampshire charitable organizations who purchased lucky 7 tickets or purchased, rented or leased lucky 7 vending machines, or both, since July 1 of the previous year, if applicable.***

***(o) The person submitting the application on behalf of the distributor shall:***

***(1) Provide their name, in print, and their title or position held;***

***(2) Sign and date the form; and***

***(3) Certify to the following preprinted statement:***

***"I certify, under the penalties of perjury pursuant to RSA 641:3, that the information provided on this application and in any supporting materials is true, accurate and complete."***

~~(n) The distributor applicant shall certify that there is no willful misrepresentation or falsifications in any statements and answers given on the application form.~~

~~(op)~~ ***All licensed distributors of lucky 7 or similar tickets, doing business with charitable organizations licensed by the sweepstakes commission to conduct charitable gaming, shall be registered with the secretary of state as required under RSA 293-A, RSA 304-C, RSA 305-A or RSA 349.***

~~(pq)~~ ***All licensed distributors shall identify any lucky 7 vending machines leased, sold or rented to licensed charitable organizations shall be identified by the manufacturer's name and model identification.***

***(r) A lucky 7 distributor with a current New Hampshire bingo distributor's license shall be authorized to sell lucky 7 tickets without filing for a license under this section.***

~~Sw 2002.10~~ ***Pari 1112.04 Manufacturers Licensing Requirements of Lucky 7 or Similar Tickets, Lucky 7 Vending Machines, or Both.***

***(a) Manufacturers of lucky 7 or similar tickets, lucky 7 vending machines, or both shall become licensed by the commission prior to selling lucky 7 tickets, provide lucky 7 vending machines, or both, in New Hampshire.***

***(b) Manufacturers shall:***

- (1) File by filing an fully completed application form with the commission;***
- (2) Pursuant to RSA 287-E:8-a, III, submit a bond in the amount of \$50,000 payable to the commission and conditioned upon the licensee's compliance with the rules of the commission;***
- (3) Submit remitting a the licensing fee of \$5,000 specified in RSA 287-E:23, VI(b); and , and proof of bonding, pursuant to RSA 287-E:8-a, III and RSA 287-E:23, III, with the New Hampshire sweepstakes commission.***
- (4) Meet the requirements for licensure under RSA 287-E:8-a and this part.***

***(bc) The manufacturer shall submit on or attached to the "Application for Manufacturer License" Each license application shall contain the following information:***

- ~~***(1) The name, address, telephone number of company;***~~
- ~~***(2) The full name, address, date and place of birth of each partner, or each officer and director;***~~
- ~~***(3) The type of business entity;***~~

***(1) The manufacturer's:***

- a. Name;***
- b. Street address, city or town, state and zip code;***
- c. Business type such as partnership, limited liability partnership, corporation or limited liability corporation;***
- d. Business telephone number;***
- e. Business e-mail address; and***
- f. Principal place of business in New Hampshire including street address, city or town, zip code and telephone number;***

***(2) For the person submitting the application on behalf of the manufacturer, the person's:***

- a. Name;***



***b. Home address, city or town, state and zip code; and***

***c. Home telephone number;***

***(3) Whether the manufacturer is registered with the New Hampshire secretary of state, and if so, attach a copy of the manufacturer's registration;***

***(4) A description of the nature of the business conducted at the New Hampshire business location;***

***(5) Whether the type of products manufactured are bingo paper, electronic player systems, lucky 7 tickets or lucky 7 vending machines;***

***(4)(6) A list with the following information regarding previous employment related to bingo or lucky 7 for the past 5 years for ~~e~~Each owner, partner, ~~or~~ each officer, and director shall provide the following information for the past 5 years or other such person depending on the manufacturer's business type:***

~~a. Place of occupation (s);~~

~~b. Address of occupation(s); and~~

~~c. Position title(s).~~

***a. Name of the person that the list pertains to;***

***b. Name and address of the current or former employer(s);***

***c. Title or position held and specific duties; and***

***d. Dates of employment;***

~~(5) Whether any partner, officer or director is presently associated in any capacity with any other business or businesses;~~

~~(6) Whether any partner, officer or director of the company has ever been convicted on any charge other than a traffic violation; and~~

~~(7) Application shall state if any criminal charges presently pending convictions against the company or any partner, officer or director of the company; and~~

***(7) A list with the following information regarding any current associations related to bingo or lucky 7 with any other business(es) for each partner, officer, director or other such person depending on the manufacturer's business type:***

***a. Name of the person that the list pertains to;***

- b. Name, address and telephone number of the other business;*
- c. Nature of the other business;*
- d. Title or position held and specific duties; and*
- e. Length of time associated with the other business.*

***(8) A list with the following information for each owner, partner, spouse, board member, officer, director, stockholder, consultant or other persons or entities related to bingo or lucky 7 with a direct or indirect financial interest in the applicant:***

- a. Name of the person that the list pertains to;*
- b. Home address, city or town, state and zip code;*
- c. Home telephone number;*
- d. Position held and specific duties; and*
- e. Date and place of birth;*

***(9) Pursuant to RSA 287-E: 8-a, II, list any convictions against the company or any owner, partner, officer, director or other such person depending on the manufacturer's business type of the company for a felony, which has not been annulled by any court, within 10 years from the date of application;***

***(10) Whether any owner, partner, officer, director or other such person depending on the manufacturer's business type has any pending felony charges against them and if so, list the person's name, type of felony and jurisdiction; and***

~~(8)~~***(11) The business name and address of each New Hampshire distributor(s) that receives the manufacturer's product(s), and a description of those product(s).***

***(d) The person submitting the application on behalf of the manufacturer shall:***

- (1) Provide their name, in print, and their title or position held;***
- (2) Sign and date the form; and***
- (3) Certify to the following preprinted statement:***

***“I certify, under the penalties of perjury pursuant to RSA 641:3, that the information provided on this application and in any supporting materials is true, accurate and complete.”***

~~(e) The manufacturer applicant shall certify that there is no willful misrepresentation or falsifications in any statements and answers given on the application form.~~

~~(de)~~ Licensed manufacturers ***shall*** shipping lucky 7 or similar tickets into New Hampshire ~~shall ship tickets~~ only to distributors that are licensed by the sweepstakes commission.

~~(ef)~~ All licensed manufacturers of lucky 7 or similar tickets, doing business with distributors licensed by the sweepstakes commission, shall be registered with the secretary of state as required under RSA 293-A, RSA 304-C, RSA 305-A or RSA 349.

~~(fg)~~ Licensed manufacturers shall supply to licensed distributors in New Hampshire, only ***commission approved*** ~~those types of~~ lucky 7 tickets ***pursuant to Pari 1114.06*** ~~authorized for sale by the sweepstakes commission~~ or tickets that are to be subsequently sold out of state.

~~(gh)~~ Each licensed manufacturer shall print the New Hampshire state seal on all lucky 7 or similar tickets shipped to licensed distributors for resale in New Hampshire.

~~(hi)~~ Each licensed manufacturer shall attach to each deal of tickets a visible description of box or bag contents for all tickets in that deal.

~~(ij)~~ ***Pursuant to RSA 287-E:24, I, e*** Each licensed manufacturer shall submit a monthly report ***as specified in (j) below*** ~~no later than the 15th day after the end of each month.~~

~~(jk)~~ The licensed manufacturer shall provide the following in the report required by ~~(ij)~~ above:

(1) The name and address of each distributor in New Hampshire to whom any lucky 7 or similar tickets were shipped;

(2) The ***name***, quantity and type of tickets shipped;

(3) The dates of the shipments; ~~and~~

(4) The cost of the tickets;

***(5) The number of deals shipped; and***

***(6) The game form number of the tickets shipped.***

~~(kl)~~ Each licensed manufacturer shall attach to the monthly report for the sweepstakes commission, ~~2~~ ***one*** copy of all invoices ***including serial numbers, quantity, type and cost of***

***tickets shipped*** for lucky 7 or similar tickets shipped to licensed distributors. ~~These invoices shall show serial numbers, quantity, type and cost of tickets shipped.~~

(~~lm~~) Each licensed manufacturer shall permit a representative of the sweepstakes commission, ~~the department of safety, or both,~~ to examine its books, records and inventory, including records pertaining to shipments of lucky 7 or similar tickets to licensed distributors in New Hampshire.

(~~m~~) No licensed manufacturer of lucky 7 or similar tickets convicted of a felony within 10 years from the date of application, which has not been annulled by any court, shall be eligible for licensure under RSA 287-E. ~~This same prohibition shall apply to any partner, officer or director of the manufacturing entity.~~

(n) The manufacturer shall print on each ***lucky 7*** ticket an identifying number, mark, or symbol to indicate the manufacturer of such ticket.

(~~o~~) ~~The manufacturer's license shall be for a period of no longer than one year and shall expire at midnight on the 30th day of June.~~

(*o*) ***The manufacturer shall use a different name, game form number and serial number for each type of ticket manufactured.***

(*p*) ***A lucky 7 manufacturer with a current New Hampshire bingo distributor's license shall be authorized to sell lucky 7 tickets without filing for a license under this section.***

**Readopt with amendment Sw 2002.02 and Sw 2002.03, effective 12-12-03 (Document #7999), as Pari 1112.05 and Pari 1112.06 to read as follows:**

~~Sw 2002.02~~ ***Pari 1112.05 Lucky 7 Ticket Game Price and Markings.***

(a) ***The distributor and manufacturer shall only sell ~~it~~ lucky 7 tickets:***

(1) ***That have a different name, game form number and serial number for each type of lucky 7 ticket;***

(2) ***That ~~are~~ shall be marked with a New Hampshire state seal; and***

(2) ~~the lucky 7 ticket shall not be sold for~~ ***not*** more than 50 cents each.

(b) The ***lucky 7*** ticket front shall contain:

(1) ~~the~~ ***The*** number of winners and respective winning number(s) or symbol(s);

(2) ~~The and~~ ***The*** prize amounts within a deal;

(3) ***The price of each ticket;***

(4) ***The game name;***

(5) ***The game form number;***

(6) ***The name or logo of the manufacturer; and***

(7) ***The serial number.***

(e) The words “Please play responsibly” shall appear on either the ***lucky 7*** ticket front or back.

~~(d) The price of each ticket shall be printed on the ticket front.~~

~~(e) The game name shall be printed on the ticket front.~~

~~(f) The game form number shall be printed on the ticket front.~~

~~(g) The manufacturer's name or logo shall be printed on the ticket front.~~

(h) Seal cards shall contain the following information on the seal card front only:

(1) The name, ***serial number*** and game form number of the lucky 7 ***ticket game***;

(2) The name or logo of the manufacturer;

(3) Instructions that describe how the seal card player(s) is/are selected unless a separate information sheet is enclosed with the game that contains the instructions;

(4) Instructions that describe how the seal card player(s) can win the seal card prize(s), unless a separate information sheet is enclosed with the game that contains the instructions;

(5) Except for the jackpot for rolling jackpot bonus games, a depiction of every prize value that can be won on the seal card;

(6) Individual lines large enough for each selected players' name, phone number, or both, for games that require such information;

(7) Except for the jackpot for rolling jackpot bonus games, the total seal card prize value that can be won by a single player; and

(8) For rolling jackpot bonus games, a clearly defined area whereby a bingo operator can write in the value of that seal card's rolling jackpot.

(i) If a seal card includes game information visible only after a seal card window is opened, then an information sheet that contains at a minimum that same game information as is printed under the seal card window shall be included with the seal card.

~~Sw 2002.03~~ ***Pari 1112.06 Lucky 7 Ticket Game Approval***

(a) ~~The commission shall approve~~ ***Lucky 7 tickets shall be approved by the commission.***

(b) ~~Lucky 7 tickets may be dispensed from a machine that the commission has determined meets the requirements of (e) below.~~

(~~e~~**b**) ~~The distributor or manufacturer shall submit a r~~**Requests for lucky 7 ticket game approval shall be made in writing by the distributor or manufacturer to the sweepstakes commission.**

(~~d~~**c**) ~~The commission shall approve a r~~**Requests pursuant to (c) above shall be approved if the following are true:**

- (1) The name, ***serial number*** and game ***form*** number of the lucky 7 ***ticket game*** is provided ***and are not used for any other type of lucky 7 ticket;***
- (2) The price of the ***lucky 7*** ticket does not exceed 50 cents;
- (3) The number of ***lucky 7*** tickets ***in a deal*** does not exceed 3,500 ~~in a deal~~;
- (4) The deal's payout and profit amounts are clearly defined;
- (5) ***Pursuant to RSA 287-E:20, IV, t***The percentage of payback to the player is at least 45 percent of gross revenues for the deal;
- (6) The overall odds of winning a prize on a ticket are clearly defined;
- (7) The ticket manufacturer's name is listed on the request letter;
- (8) A prize structure is clearly defined that denotes the number of wins per deal for each prize level, including the seal card if applicable;
- (9) A graphic representation of the ticket front is provided;
- (10) A graphic representation of the ticket back, closed and opened, is provided;
- (11) A graphic representation of a seal card front, closed and opened, is provided;
- (12) A graphic representation of all game play symbols is provided;
- (11) A graphic representation of a single winning ticket is provided;

(14) A graphic representation of a multiple winning ticket, if applicable, is provided;

(15) The tickets and seal card (s) conform with the requirements of ***Pari 1112.05 Sw 2002.02***;

(16) Instructions that describe how the seal card player(s) is/are selected is provided if those instructions are not included on the seal card; and

(17) Instructions that describe how the seal card player(s) can win the seal card prize, if those instructions are not included on the seal card, are provided.

(***bd***) Lucky 7 tickets may be dispensed from a machine that the commission has determined meets the requirements of (e) below.

(e) A manufacturer or distributor requesting approval of a lucky 7 ticket dispensing machine shall demonstrate to the commission ***that the machine***:

(1) ~~The machine - p~~***P***ossesses the ability to retain accounting information in the event of a power failure;

(2) ~~The machine - h~~***H***as the ability to accept \$1, \$5, \$10 and \$20 bills;

(3) ~~The machine - h~~***H***as individual programmable ticket values;

(4) ~~The machine - c~~***C***ontains a tamper-proof money receptacle; and

(5) ~~The machine - d~~***D***ispenses a paper ticket.

(***f***) ***The manufacturer or distributor shall notify the commission in writing within 15 days if an approved lucky 7 ticket dispensing machine is replaced or if a new lucky 7 ticket dispensing machine is purchased and installed by a charitable organization.***

(~~f~~***g***) Only cash prizes shall be awarded to lucky 7 ticket winners and lucky 7 seal card winners.

(~~g~~***h***) Multiple seal cards for a single game shall each indicate the total number of seal cards played for that game form number.

(~~h~~) ~~Lucky 7 games approved by the commission prior to January 17, 2003 shall conform to all lucky 7 game requirements no later than January 17, 2004, except for unsold tickets that are in a New Hampshire licensed distributor's inventory as of the established deadline.~~

~~(i) Distributors that have an unsold inventory of tickets that do not conform with all lucky 7 game requirements as of January 17, 2004, shall provide the commission with a list of such inventory and include the following for each lucky 7 game:~~

- ~~(1) The name and game form number;~~
- ~~(2) The number of deals;~~
- ~~(3) The number of tickets within each deal; and~~
- ~~(4) Anticipated date when each game's inventory will be sold.~~

~~(j) Distributors shall submit the unsold inventory list to the commission no later than 4:00 p.m. January 30, 2004.~~

~~(k) After January 17, 2004, a distributor shall not replenish lucky 7 game inventory that is to be sold in New Hampshire and does not meet the requirements of Sw 2002.02.~~

**Readopt with amendment Sw 2002.07, effective 12-12-03 (Document #8000), as Pari 1113.01 to read as follows:**

***PART Pari 1113 LUCKY 7 FEES***

~~Sw 2002.07~~***Pari 1113.01 Lucky 7 Fees.***

~~(a) The number of tickets in a deal may vary, but shall not exceed 3,500.~~

~~(a) The distributor shall pay a *lucky 7* fee of \$15 for each deal of tickets *as specified in RSA 287-E:22, I or RSA 287-E:22, II, as applicable.* The distributor shall pay a fee of \$6 for each bag of tickets.~~

~~(b) A *licensed charitable organization shall pay a* All deal fees paid by a licensed charitable organization to a licensed distributor *as specified in RSA 287-E:23-a.*~~

~~(c) A *licensed distributor shall submit*, and all deal fees due from a licensed distributor under RSA 287-E:22, shall be remitted to the sweepstakes commission *as specified in RSA 287-E:22, V* within 15 days from the date of sale.~~

**Adopt Pari 1114 to read as follows:**

***PART Pari 1114 REVOCATION OF A LUCKY 7 LICENSE***

***Pari 1114.01 Revocation of a Lucky 7 License.***



***(a) Pursuant to RSA 287-E:25, the commission shall immediately revoke a lucky 7 license issued pursuant to this chapter if a charitable organization, distributor or manufacturer fails to comply with any requirement specified in this chapter or in RSA 287-E.***

***(b) If the commission revokes a license issued pursuant to this chapter, the commission shall provide written notice to the charitable organization, distributor or manufacturer specifying:***

***(1) The reason for revocation; and***

***(2) The date that the revocation will be final unless a hearing is requested pursuant to (c) below.***

***(c) Pursuant to RSA 287-E:26, the licensee shall have 15 working days from the date of the notice pursuant to (b)(2) above to request a hearing pursuant to Pari 200.***

***(d) Pursuant to RSA 287-E:25, a licensee whose license is revoked by the commission shall not be eligible for licensure for one year from the date specified in (b)(2) above.***